



राजपत्र, हिमाचल प्रदेश

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

खण्ड 18]

शिमला, शनिवार, 29 अगस्त, 1970/7 भाद्रपद, 1892

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29 अगस्त, 1970/7 भाद्रपद, 1892 को समाप्त होने वाले सप्ताह में निम्नलिखित विज्ञप्तियां 'असाधारण राजपत्र, हिमाचल प्रदेश' में प्रकाशित हुई:-

विज्ञप्ति की संख्या	विभाग का नाम	विषय
No. 6-22/69-LR, dated the 1st August 1970.	Law Department	The Himachal Pradesh Surcharge on Purchase of Forest Produce Act, 1969 (Act No. 18 of 1970).
No. 6-17/65-LR, dated the 1st August, 1970.	-do-	The Himachal Pradesh Panchayati Raj Act, 1968 (Act No. 19 of 1970).

भाग 1—बैधानिक नियमों को छोड़ कर हिमाचल प्रदेश के उप-राज्यपाल और हिमाचल बेंच आफ़ देहली हाई कोर्ट द्वारा अधिसूचनाएं इत्यादि

लेफ्टिनेन्ट गवर्नर सेक्रेटेरियेट

NOTIFICATION

Simla-4, the 20th August, 1970

No. 8-4/63-SAD(II).—The Lieutenant Governor, Himachal Pradesh, in consultation with the Union Public Service Commission and after obtaining the approval of the Government of India, Ministry of Home Affairs conveyed vide their letter No. 3/8/70-HMT., dated the 9th July, 1970 is pleased to reclassify the post of Superintendent in the Lieutenant Governor's Secretariat in the pay scale of Rs. 350-25-575 (promotee to start at Rs. 400) as Class II (Gazetted) with effect from the date of issue of this notification and to appoint Shri K. S. Bragta, the present incumbent of the post, against the upgraded post from the same date.

P. P. SRIVASTAVA,
Secretary.

देहली हाई कोर्ट

NOTIFICATION

New Delhi, the 11th August, 1970

No. 53/Gaz./Him.(P.F.).—The Hon'ble the Chief Justice and Judges have been pleased to grant to Shri S. S. Mittal Senior Sub Judge, Chamba (Himachal Pradesh), 30 days' earned leave from 17-4-1970 to 16-5-1970 with permission to suffix 17th May, 1970, being Sunday.

It is certified that Shri S. S. Mittal would have continued to officiate as Sub-Judge, but for his proceeding on leave.

It is further certified that Shri S. S. Mittal was likely to return to the same post and station after the expiry of leave.

By order,
GURU DATTA,
Registrar.

New Delhi, the 18/19th August, 1970

No. 54/F.I(M)/70-Genl.—In exercise of the powers vested in them by section 139(b) of the Code of Civil Procedure (Act V of 1908), the Hon'ble the Chief Justice and Judges of the High Court of Delhi are pleased to appoint, for a period of two years from the date of issue of this notification or until further orders of the Court, whichever be earlier, Shri Vijay Kumar Sharma, Advocate, Simla, as Oath Commissioner in the vacancy of Shri Kapil Dev Sood, for administering oaths and affirmations of affidavits to deponents under the said Code, in accordance with the terms specified in paragraph 5 of Chapter 12-B, Punjab High Court Rules and Orders Volume IV, (read with section 7 of Delhi High Court Act) and subject to the conditions laid down in this Court's circular, dated the 4th August, 1967.

By order of the Court,
Sd/-
Deputy Registrar.

हिमाचल प्रदेश सरकार

APPOINTMENT DEPARTMENT NOTIFICATIONS

Simla-2, the 21st August, 1970

No. 10-2/68-Appptt(Vol. II).—In exercise of the powers conferred by sub-section (1) of section 12 of the Code of Criminal Procedure, 1898 (Act V of 1898) as amended by the Punjab Separation of Judicial and Executive Functions Act, 1964, the Administrator (Lieutenant

Governor), Himachal Pradesh is pleased to appoint Shri Vinod Lal, I.A.S., Sub-Divisional Officer (Civil), Dehragopipur (District Kangra), to be the Executive Magistrate of Second Class, under the said Code, to exercise such powers within the local limits of Tehsil Dehragopipur (District Kangra) with effect from the date of his taking over.

Simla-2, the 21st August, 1970

No. 10-2/68-Appptt.(Vol. II).—In exercise of the powers conferred by sub-section (1) of section 12 of the Code of Criminal Procedure, 1898 (Act V of 1898), the Administrator (Lieutenant Governor), Himachal Pradesh is pleased to appoint Shri A. J. S. Sahney, DHANI CS, Magistrate First Class, Theog, Mahasu district, to be the Magistrate of the First Class, with all the powers of a Magistrate 1st Class, under the said Code, to be exercised within the local limits of Mahasu district, with effect from the date of his taking over.

PRAKASH CHAND,
Joint Secretary.

EXCISE AND TAXATION DEPARTMENT CORRIGENDUM

Simla-2, the 17th August, 1970

No. 21-11/67-E&T.—In the concluding sentence of this department notification of even No., dated the 19th November, 1969, the word "and" appearing after letter 'C' be deleted and replaced by full-stop and then the words "such tax should be charged proportionately for a hundred seats" be read as separate proviso.

By order,
U. N. SHARMA,
Secretary.

FOREST DEPARTMENT NOTIFICATION

Simla-4, the 22nd August, 1970

No. 1-68/69-SF(Estt.).—In continuation of this Department notification of even number, dated the 31st March, 1969, the Lieutenant Governor (Administrator), Himachal Pradesh, in consultation with the Union Public Service Commission is pleased to allow the following officers to continue to officiate in 'Himachal Pradesh Forest Service Class II' (in the scale of Rs. 250-25-550/25-750) on *ad hoc* basis upto the 31st October, 1970, in all cases, except in the cases of Sarvshri Daulat Ram, at serial No. 3 and Shri S. N. Khimta at serial No. 9, in whose cases the extension has been granted upto 9-7-1970 and 23-8-1970 respectively, the dates of their retirement from service:—

1. Shri Prithvi Singh Chandel.
2. Shri Tribhawan Mehta.
3. Shri Daulat Ram-I.
4. Shri Bahadur Singh.
5. Shri Vishal Singh.
6. Shri Anant Ram Dhatwalia.
7. Shri Kanti Bhushan Vadwa.
8. Shri Manmohan Singh Negi.
9. Shri S. N. Khimta.
10. Shri Amin Chand.
11. Shri Sarad Chand.
12. Shri Bhikham Singh.
13. Shri T. R. Bajaj.
14. Shri Keshab Singh Negi.
15. Shri Rajinder Lal Vij.
16. Shri B. K. Vashisht.
17. Shri N. K. Negi.
18. Shri Gopi Nath.

The officers at serial Nos. 4, 8, 12 and 16 are at present on deputation with the S.S.B. Organisation.

K. R. SHANDIL,
Under Secretary.

LAW DEPARTMENT NOTIFICATION

Simla-2, the 21st August, 1970

No. 3-11/70-LR.—In exercise of the powers vested in him under section 492(1) of the Code of Criminal Procedure, the Administrator (Lieutenant Governor) of Himachal Pradesh is pleased to appoint Shri Bakshi Sita Ram, Advocate of Simla as Public Prosecutor, for conducting and filing the criminal revision against the judgement dated 28-5-1970 passed by the learned Sessions Judge, Sirmur, Nahan in the case *State versus Nain Singh* under the Prevention of Food Adulteration Act, 1954.

JOSEPH DINA NATH,
Under Secretary.

LABOUR DEPARTMENT NOTIFICATION

Simla-4, the 17th August, 1970

No. 10-53/70-SI.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act XIV of 1947) the Lieutenant Governor (Administrator), Himachal Pradesh is pleased to publish the following Award of the Presiding Officer, Labour Court, Himachal Pradesh, Simla, in respect of the dispute between a workman namely Shri Kalyan Chand and the Management of Hydel Uhl Mechanical Division Jogindernagar, District Mandi, Himachal Pradesh.

In the Court of Shri Rajindra Nath Aggarwal, Labour Court, Himachal Pradesh, Simla
Kalyan Chand.

Versus

Management Hydel Uhl Mechanical Division Jogindernagar.

JUDGEMENT

Kalyan Chand, (hereinafter referred to as the workman) was employed as the store Munshi in Stores, Sub-Division, Hydel Uhl Mechanical Division Jogindernagar. In March, 1965 the workman was posted as a gatekeeper at the store. It was the duty of the workman to check the entry of the material into the stores and its movement out of the stores. On 16th May, 1966, after 2 P.M. 819 electrodes were brought into the store by Ganga Dhar, Store Keeper. The workman did not check the entry of the electrodes into the store. On 14th June, 1966, the Sub-Divisional Officer, Stores Sub-Division served a charge sheet on the workman and asked him to show cause as to why the services be not terminated for his failure to discharge his duties properly. The workman replied to the show cause notice. The workman in his reply, stated that his duty was only to check the gate pass for the material going out of the central store and no instructions were issued for checking the material coming to the central store. The workman further stated in his reply that there is a lunch break from 1.30 P.M. to 2 P.M. and during this time he cannot check the out-going and incoming material. The workman further stated that the keys of the central stores are with the storekeeper and they visit the stores after 4.30 P.M. for issuing the material and he cannot be held responsible for the material brought into the

stores after 4.30 P.M. The Sub-Divisional Officer, was not satisfied with the explanation submitted by the workman and he made a recommendation to the Executive Engineer, that the services of the workman may be terminated. The Executive Engineer, vide his order dated 2nd July, 1966, terminated the services of the workman. The matter went to the Conciliation Officer, but he failed to bring about reconciliation between the workman and the Management. On 1st September, 1969, the Lieutenant Governor, Himachal Pradesh, found that an industrial dispute exists between the workman and the Management and accordingly under sub-section (5) of the section 12 of the Industrial Disputes Act, referred the following matter for adjudication of the Labour Court:—

“Whether the termination of the services of Shri Kalyan Chand Store Munshi of the Hydel Uhl, Mechanical Division Jogindernagar by the Executive Engineer, of the said Division, vide his termination order No. 249, dated 14-7-1966 is justified and in order? If not, to what relief Shri Kalyan Chand is entitled to.”

Notices were issued to the parties. On 14th January, 1970, the following issues were framed.

(i) Whether the order terminating the services of the petitioner is legal. If not to what relief he is entitled to.

(ii) Relief.

On 21st March, 1970 the parties made a statement that they did not wish to produce any evidence and the case be decided on the material already on the record.

2. On 14th June, 1966, the Sub-divisional Officer, served the following charge sheet on the workman:—

“It has been brought to my notice that about 819 No. electrodes were brought in the central stores by Shri Ganga Dhar, Store keeper, on 16-5-1966, without any authorisation. You have failed to detect this entry of the material into the central stores and thereby failed to discharge your duties properly. Apart from that, you could not even bring this un-authorised transaction to the notice of this office for further action and have thus failed to discharge your duty faithfully. You are, therefore, desired to explain within three days of the receipt of this letter as to why your services should not be terminated due to improper discharge of your duties.”

The workman, sent his reply to the charge-sheet on 20th June, 1966. The workman in his reply stated that he had been entrusted with the duties of the gate keeper for the last about a year and a half, that he was instructed to check the gate pass for the material going out of the central store, that no instruction were issued for checking the material coming into the store, that he has to go for taking his meals from 1-30 P.M. to 2 P.M. and he cannot check the outgoing and incoming material during that time, that the keys of the central stores are kept by the store keeper and they visit the store during the odd hours that is after 4.30 P.M. and during night hours for issuing the material, that he cannot be held responsible for the occurrence taking place after his duty hours. The Sub-Divisional Officer was not satisfied with the explanation given by the workman and he in his order dated 2nd July, 1966, found the following:—

“Forwarded in original to the Executive Engineer, Hydel Uhl Mechanical Division, Jogindernagar, with the remarks that Shri Kalyan Chand, Store Munshi had been posted at the gate for checking entry of the material with the stores and its movement

out of the stores, a gate pass system had also been introduced for the case of the store munshi at the gate.

From the records being maintained by him at the gate it is quite clear that he has been keeping full record of the material being drawn from the central stores. It is, therefore, not understood as to why he has not specifically kept note of the electrodes, brought by Shri Ganga Dhar Store keeper when it was in the knowledge of all the store keeping establishment and when he is maintaining such record for all other transactions. From the explanation submitted by the Storekeeper establishment, it is clear that the electrodes were brought by Shri Ganga Dhar after 2 P.M. and at that time Kalyan Chand was at the gate, therefore, his explanations that he is not responsible for the transactions after working hours and during the lunch break becomes void. It is thus apparent that he remained silent on the issue intentionally.

Secondly he has also made a mention of all other central stores out of the way in order to lay down stress upon his duties.

In this connection it is stated that he has also failed to keep watch on the material that is 6 kg of D.C.C. were issued by Shri Ganga Dhar without any gate pass/challan indent. All this shows that he is mixed-up with store keeper and his intentions are not clear in the discharging of his duties and further he failed to bring to the notice of this office any such information for which he has been deputed at the gate.

It is, therefore requested that his services may please be terminated as he failed to discharge his duties properly."

The Executive Engineer, on 14th July, 1966, passed the following order:—

"Services of Shri Kalyan Chand Store Munshi attached to Stores Sub-Division, Jogindernagar are hereby terminated with immediate effect as he failed to discharge his duties properly, as recommended by the S.D.O., Stores vide his No. 3709, dated 2-7-1966".

It is clear from the facts stated above that the Sub-Divisional Officer or the Executive Engineer, did not hold any enquiry into the matter beyond serving of the show cause notice on the workman. The charge against the workman was that he did not check the electrodes that were taken by Ganga Dhar, Store Keeper, into the stores. The workman in his reply to the show cause notice had stated that he was to check the gate pass for the material going out of the store and it was no part of his duty to check the material going into the store. The workman had further stated that there is a lunch break between 1.30 P.M. to 2. P.M. and he could not have checked the outgoing and incoming material during that time. The Sub-Divisional Officer on the basis of the statements of the Storekeeping establishment found that the electrodes had been brought into the store by Ganga Dhar after 2 P.M., and at that time the workman was at the gate. The record shows that the Sub-Divisional Officer has called the report of the store establishment with regard to taking of the electrodes by Ganga Dhar. Naranjan Singh Head Storekeeper in his written reply to the letter dated 6th June, 1966, of the Sub-Divisional Officer, stated that the welding rods shown as surplus by the stock verifier were collected by Ganga Dhar, from outside by Shri Ganga Dhar storekeeper on 16th May, 1966 at 2.30 or 3 P.M. and this fact was known to each member of the store. Som Nath, Assistant Storekeeper, in his reply submitted that some welding rods were brought by

Ganga Dhar from somewhere after 2 P.M. and this matter was in the notice of Head Storekeeper. Man Mohan Singh in his reply submitted that Ganga Dhar had brought the electrodes from somewhere on 16th May, 1966 at about 3 P.M. to make good the shortage. Lal Chand in his reply submitted that after 2 P.M., Ganga Dhar, stated him to count the rods and place them inside the store, that four men counted the rods. Bal Krishan in his reply submitted that he was sitting with Head-Storekeeper when Ganga Dhar brought welding rods at about 2.30 P.M. and gave the welding rods to the Head Storekeeper. Suresh Kumar in his reply submitted that he does not know anything about the welding rods, that he does not know as to from where the rods came and how they came that he only saw the rods, being counted. Dharam Parkash submitted in his reply that Ganga Dhar had brought the electrodes carried by two people at about 2.30 P.M. and he handed over the electrodes to Sardar Jit (meaning thereby the Head Storekeeper) and asked him to count the electrodes. The Sub-Divisional Officer, on the basis of the explanation submitted by the Storekeeping establishment came to the conclusion that the electrodes were brought by Ganga Dhar after 2 P.M. and at that time Kalyan Chand was at the gate. The Sub-Divisional Officer or the Executive Engineer, did not hold any enquiry in the presence of the workman. The Head Storekeeper and other persons of establishment were not examined in the presence of the workman and the workman had no opportunity to cross examine them. No regular enquiry of any sort, was instituted by the Sub-Divisional Officer, or the Executive Engineer, before finding the workman guilty of mis-conduct, charged with principle of natural justice require that before a workman is dismissed or his services are terminated for his any act or omission he must be given a proper opportunity to explain the circumstances alleged against him. There can be no manner of doubt that in the case in hand the Sub-Divisional Officer and the Executive Engineer, did not observe the principles of natural justice before terminating the services of the workman. Sub-rule (4) of rule 14 of the Industrial Employment (Standing Order) Punjab Rules, 1949, which are applicable to the Management in dispute lays down:

"No order of dismissal shall be made unless the workman concerned is in fact in writing of the alleged misconduct and is given an opportunity to explain the circumstances alleged against him. The approval of the Manager of Establishment or where there is no Manager, of the employer is required, in every case of dismissal and when circumstances appear to warrant. If the Manager or the employer may institute independent enquiries before dealing with charges against a workman".

A discussion of the facts stated above would show that the Executive Engineer, did not comply with the requirement of rule 4 in as much as no opportunity was afforded to the workman to explain the circumstances alleged against him. There is no evidence on the record to prove that when the electrodes were taken into the store the workman was at the gate. The Head Storekeeper and the other workers, whose explanation were called have not stated in their replies that the workman was at the gate when Ganga Dhar brought the material into the stores. The finding of the Sub-Divisional Officer, that the workman was at the gate when the material was brought into the store by Ganga Dhar, is not supported by any evidence on the record. The Executive Engineer terminated the services of the workman on the report of the Sub-Divisional Officer. The order of the Executive Engineer, discloses that he did not apply his mind at all to the facts

of the case before passing the order terminating the services. It is further clear from the record that the Sub-Divisional Officer, in reaching his conclusions took into consideration a previous misconduct of the workman, which did not form part of the charge sheet, and the workman was given no opportunity to explain that circumstances. This is definitely violative of the principles of natural justice.

For the foregoing reasons I would hold that the order terminating the services of the workman is not legal and is not justified. The result of this finding would be that the workman would be deemed to be in service from the date of the order of dismissal and he would be entitled to the wages for this period. I direct that a copy of the order be sent to the Secretary Industries to the Government of Himachal Pradesh.

Announced. Sd/-
SIMLA: Labour Court, Simla.
The 8th May, 1970.

By order,
K. R. SHANDIL,
Under Secretary.

MULTIPURPOSE PROJECTS AND POWER DEPARTMENT NOTIFICATION

Simla-2, the 13th August, 1970

No. 2-62/69-MPP(Sectt.).—Whereas it appears to the Lieutenant Governor, Himachal Pradesh, that land is likely to be required to be taken by the Himachal Pradesh Government at the public expense for a public purpose, namely for construction of Dhaula Kuan-Majri Road, it is hereby notified that the land in the locality described below is likely to be acquired for the above purpose.

This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894 to all whom it may concern.

In exercise of the powers conferred by the aforesaid section, the Lieutenant Governor, Himachal Pradesh is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested, who has any objection to the acquisition of the said land in the locality may, within thirty days of the publication of this notification, file an objection in writing before the Collector of Land Acquisition Officer, Himachal Pradesh Public Works Department and Multipurpose Projects and Power, Sirmur district, Nahan.

SPECIFICATION

District: SIRMUR Tehsil: PAONTA

Village	Khasra No.	Area. Big. Bis.
DHAULA KUAN	76/1	2 8
	56/1	2 10
	53/1	5 15
	358/289	0 9
Total		.. 11 2

By order,
U. N. SHARMA,
Secretary.

PLANNING AND EVALUATION DEPARTMENT NOTIFICATION

Simla-4, the 21st August, 1970

No. 10-175/59-Plan-DES.—The Lieutenant Governor, Himachal Pradesh, on the recommendations of the Departmental Promotion Committee, is pleased to confirm Shri J. C. Kalra as Research Officer, in the grade of Rs. 250-25-600 (Class II) in the Directorate of Economics and Statistics, with effect from 25th July, 1970.

By order,
P. K. MATTOO,
Secretary.

PUBLIC WORKS DEPARTMENT CORRIGENDUM

Simla-2, the 20th August, 1970

No. 2-15/69-PWD.—Please read Khasra No. "454/254" instead of Khasra No. "454/245" appearing between Khasra Nos. 253/1 and 255/1 in the specification of this Government notification of even number, dated the 31st July, 1970.

By order,
U. N. SHARMA,
Secretary.

REVENUE DEPARTMENT NOTIFICATIONS

Simla-2, the 13/17th August, 1970

No. 2-141/67-Rev. I.—In exercise of the powers vested in him under section 9 of the Himachal Pradesh Land Revenue Act, 1954, and section 8 of the Punjab Land Revenue Act, 1887, as in force in the territories transferred to Himachal Pradesh with effect from the 1st November, 1966, as a result of re-organisation of Punjab State, and all other powers enabling him in this behalf, the Administrator (Lieutenant Governor), Himachal Pradesh, is pleased to appoint Shri H. R. Mahajan, I.A.S., Land Reforms Commissioner, Himachal Pradesh as Commissioner (Revenue), Himachal Pradesh, for whole of Himachal Pradesh, from the date of his taking over i.e., 16th July, 1970 (A.N.), after the expiry of his leave. The notification of even number, dated the 29th April, 1970, conferring powers of Commissioner on Shri B. C. Negi, is hereby cancelled from the date Shri H. R. Mahajan took over.

By order,
U. N. SHARMA,
Secretary.

Simla-2, the 18th August, 1970

No. 6-10/69(Rev. I.).—Consequent upon the death of Shri Babu Ram s/o Shri Gulab Singh, Village Marwari, Teshil Una, District Kangra on 22-10-1969, the Lieutenant Governor, Himachal Pradesh, in exercise of the powers conferred upon him vide section 2(a)(i) and 3(1)(a) read with proviso to section 4 of the East Punjab Awards, Act, 1948 and Government of India, Ministry of Home Affairs notification No. S.O. 3370, dated the 1st November, 1966, is pleased to order that the War Jagir of the annual value of Rs. 100 (Rupees one hundred) per annum sanctioned in his favour with effect from Kharif, 1965 vide this Government notification No. 6-11/68-(Rev. I)(IV). dated 25-11-1958, shall now continue in favour of Shrimati Sandia Devi widow of the said Shri Babu Ram with effect from Kharif, 1965 subject to the conditions as to its enjoyment as are contained in the Sanad of the Jagir granted to her.

Simla-2, the 18th August, 1970

No. 6-10/69-(Rev. I).—Consequent upon the death of Shri Harbans Singh s/o Shri Dhayan Singh, Village Sapauri, Tehsil Una, District Kangra on 1-8-1969, the Lieutenant Governor, Himachal Pradesh, in exercise of the powers conferred upon him vide section 2(a)(i) and 3(1)(a) read with proviso to section 4 of the East Punjab Awards Act, 1948 and Government of India, Ministry of Home Affairs notification No. S.O. 3370, dated the 1st November, 1966, is pleased to order that the War Jagir of the annual value of Rs. 100 (Rupees one hundred) per annum sanctioned in his favour with effect from Kharif, 1965 vide this Government notification No. 6-9/69 (Rev. I), dated 5-4-1969 shall now continue in favour of Shrimati Sahib Devi widow of the said Shri Harbans Singh with effect from Kharif, 1965 subject to the conditions as to its enjoyment as are contained in the sanad of the Jagir granted to her.

Simla-2, the 18th August, 1970

No. 6-11/69-(Rev. I).—Consequent upon the death of Shri Khoji Ram s/o Shri Taru Ram, Village Dodhamb, Tehsil Kangra, District Kangra on 19-1-1970, the Lieutenant Governor, Himachal Pradesh, in exercise of the powers conferred upon him vide section 2(a)(i) and 3(1)(a) read with proviso to section 4 of the East Punjab Awards Act, 1948, and Government of India, Ministry of Home Affairs notification No. S.O. 3370, dated the 1st November, 1966, is pleased to order that the War Jagir of the annual value of Rs. 100 (Rupees one hundred) per annum sanctioned in his favour with effect from Kharif, 1965 vide this Government notification No. 6-350/67-(Rev. I) (VIII), dated 28-12-1967, shall now continue in favour of Shrimati Mahlan Devi widow of the said Shri Khoji Ram with effect from Kharif, 1969 subject to the conditions as to its enjoyment as are contained in the Sanad of the Jagir granted to her.

S. N. BISARYA,
Under Secretary.

Simla-2, the 21st August, 1970

No. 4-24/70-Rev. II.—Whereas it appears to the Lieutenant Governor, Himachal Pradesh, that land is likely to be required to be taken by the Himachal Pradesh Government at the public expense for a public purpose, namely for the construction of permanent treatment plant for B.S.L. Colony, Slapper, in village Slapper, Tehsil Sundernagar, District Mandi, Himachal Pradesh, it is hereby notified that land in the locality described below is likely to be acquired for the above purpose.

This notification is made under the provision of section 4 of the Land Acquisition Act, 1894 to all whom it may concern.

In exercise of the powers conferred by the aforesaid section, the Lieutenant Governor, Himachal Pradesh is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested, who has any objection to the acquisition of the said land in the locality may, within thirty days of the publication of this notification, file an objection in writing before the Land Acquisition Collector, Beas-Sutlej Link Project, Mandi district, Mandi (Himachal Pradesh).

SPECIFICATION

District: MANDI *Tehsil:* SUNDERNAGAR

Village	Khasra No.	Area Big. Bis. Bisw
SLAPPER	1521	0 5 12
	1522	0 7 16
	1528	0 6 5
	1529	0 4 15
	1530	0 2 13
	1531	0 1 2
	1532	0 10 17
	1533	0 5 7
	1534	0 11 19
	1535	0 2 0
	1536	0 3 7
	1537	0 2 18
	1538	0 2 14
	1539	0 7 13
	1542	0 8 14
	1543	0 5 4
	1544	0 6 1
	1545	0 11 4
	1546	0 8 0
	1549	0 4 7
	1550	0 3 10
	1551	0 4 7
	1552	0 7 18
	1553	0 13 0
Total		8 7 3

By order,
U. N. SHARMA,
Secretary.

TOURISM DEPARTMENT CORRIGENDUM

Simla-4, the 19th August, 1970

No. 11-19/68-TD.—Kindly substitute "The President, Travel Agents Association of India, Bombay or his nominee" for "The President, Travel Corporation of India Ltd., Bombay or his nominee" occurring at serial No.2 and "The Chairman, Travel Agents Association of India (Northern Region), New Delhi" for "The Chairman, Travel Corporation of India Ltd., Northern Region" occurring at serial No. 3 under heading "NON-OFFICIAL MEMBERS" in this Department addendum No. 11/68-TD, dated the 5th June, 1970, reconstituting Himachal Pradesh Tourist Traffic Development Advisory Committee.

2. This issues with the concurrence of the Finance Department received vide their U.O. No. 4448, dated 18-8-1970.

P. R. MAHAJAN,
Secretary.

भाग 2—वैधानिक नियमों को छोड़ कर विभिन्न विभागों के अध्यक्षों और जिला मैजिस्ट्रेटों द्वारा अधिसूचनायें इत्यादि

REVENUE DEPARTMENT (CONSOLIDATION OF HOLDINGS) NOTIFICATION

Simla-1, the 5th August, 1970

No. P.A.C.O.-2527.—With the object of Consolidation of Holdings in the undermentioned estate/group of estates or any part thereof the Director, Consolidation of Holdings, Himachal Pradesh, in exercise of the powers conferred by sub-section (1) of section 14 of the East Punjab Holdings (Consolidation and Prevention of Fragmentation) Act, 1948 as delegated to him by Himachal Pradesh Government notification No. 3-11/67-Rev-1, dated 8th April, 1969 hereby declares the Government's intention on its own motion to make a scheme for the Consolidation of Holdings in the said estates or part thereof:—

1. Serial No.—1.
2. Name of village.—Kalahn.
3. No. Hadbast.—42.
4. Name of Tehsil.—Nurpur.
5. Name of District.—Kangra.
6. Total area in acres.—624.

BISHAN DASS,
Director.

OFFICE OF THE DIVISIONAL FOREST OFFICER DALHOUSIE FOREST DIVISION, DALHOUSIE NOTIFICATIONS

Dalhousie, the 24th June, 1970

No. C. XVIII-4/1841-70.—In exercise of the powers vested in me under Rule 9 of the Chakki, Dehr and Brahal River Rules, notified vide Himachal Pradesh Government notification No. Ft. 39-756/48-II, dated 26th September, 1962, it is hereby notified for general information that the fees for launching and floating of timber on the Chakki, Dehr and Brahal River and their tributaries within the jurisdiction of Dalhousie Forest Division (Himachal Pradesh) will be as under for the year ending 30th June, 1971.

This notification will come into force from 1-7-1970.

	Rs. P.
1. Logs of all kinds with a minimum girth of 0.76200 meters (2'-6") and minimum length of 1.82880 meters (6')	0.13 each.
2. Logs of all kinds below 0.76200 meters (2'-6") mid girth and length more than 1.82880 meters (6') and also for logs less than 1.82880 meters (6') in length	0.03 each.
3. Sawn timber of more than 0.08496 cu-meters (3 cft.) in volume	0.06 each.
4. Sawn timber between 0.056 cu-meter (2 cft.) and 0.08496 cu-meters (3 cft.)	0.05 each.
5. Sawn timber below 0.0566 cu-meters (2 cft.)	0.02 each.
6. Fire wood and scraps	0.01 per quintal.
7. Bamboo	Free

Dalhousie, the 24th June, 1970

No. C. XVIII-4/1805-40.—In exercise of the powers vested in me under Rule 9 of the Himachal Pradesh Forest Department notification No. Ft. 29-256/48, dated the 20th June, 1951 the following rates for fees for launching and floating of timber are hereby fixed for the River Ravi within the jurisdiction of Dalhousie Forest Division, Himachal Pradesh for the year ending 30th June, 1971.

This notification will come into force from 1-7-1970.

	Rs. P.
1. Logs of all kinds with a minimum girth of 0.76200 meters (2'-6") and minimum length of 1.82880 meters (6')	0.13 each.
2. Logs of all kinds below 0.76200 meters, (2'-6") mid girth and length more than 1.82880 meters (6') and also for logs less than 1.82880 meters (6') in length	0.03 each.
3. Sawn timber of more than 0.08496 cu-meters (3 cft.) in volume	0.06 each.
4. Sawn timber between 0.0566 cu-meters (2 cft.) and 0.08496 cu-meters (3 cft.)	0.05 each.
5. Sawn timber below 0.0566 cu-meters (2 cft.)	0.02 each.
6. Fire wood and scraps	0.01 per quintal.
7. Bamboo	Free

P. S. PARMAR,
Divisional Forest Officer, Dalhousie.

OFFICE OF THE DIVISIONAL FOREST OFFICER, ROHRU FOREST DIVISION, ROHRU NOTIFICATION

Rohru, the 19th August, 1970

No. C. XXII.70-1193-1250.—In exercise of the powers vested in me under rule 9 of the Timber Transit Rules in Pabar River notified under Himachal Pradesh Government notification No. Ft.-43-107/49, dated October, 1955 the following rates of the fees for launching and floating of the timber in Pabar River within the territory of Himachal Pradesh are fixed for the year ending 1-7-1970 to 30-6-1971:—

1. Logs of all kinds with a minimum girth of 2'-6" and minimum length of 6' 12 paise each.
2. Broad gauge sleepers, large scantlings and other sleepers of more than 3 cft. in volume 6 paise each.
3. Smaller scantlings of all kinds and oars 3 cft. and below 2 paise each.
4. Fire wood scraps 25 paise hundred quintal.
5. Bamboo 25 paise per hundred.
6. Quarter rates are to be charged for logs of all kinds with a girth of less than 2'-6" and length of more than 6' and also for logs less than 6' in length but more than 2'-6" in girth.

D. D. MEHTA,
Divisional Forest Officer, Rohru.

MEDICAL AND PUBLIC HEALTH DEPARTMENT NOTIFICATIONS

Simla-4, the 20th August, 1970

No. 2-10/69-Med. II.—In exercise of the powers vested in me under rule 3 (iv) of the Himachal Pradesh, Food Adulteration Rules, 1958 read with section 9 and 20 of the Prevention of Food Adulteration Act, 1954 (Act 37 of 1954) I, Dr. Krishan Swaroop, Director of Health Services-cum-Food (Health) Authority, Himachal Pradesh hereby authorise Shri J. K. Patyal, Sanitary-cum-Food Inspector, Chamba, District Chamba, Himachal Pradesh to institute prosecutions against the persons committing offences under the said Act within the limits of Chamba district with effect from the date of publication of this notification in the Rajpatra.

Simla-4, the 20th August, 1970

No. 2-10/69-Med. II.—In exercise of the powers vested in me under rule 3 of the Himachal Pradesh Prevention of Food Adulteration Rules, 1958 and all other powers enabling me in this behalf, I, Dr. Krishan Swaroop, Director of Health Services-cum-Food (Health) Authority, Himachal Pradesh order that Shri Gian Chand, Sanitary-cum-Food Inspector, Kangra tehsil, shall also exercise the powers of Food Inspector within the limits of Nurpur tehsil in addition to his own duties with effect from the date of publication of this notification in the official Gazette.

By order,
KRISHAN SWAROOP,
Director.

PUBLIC WORKS DEPARTMENT

CORRIGENDUM

Simla-3, the 14th August, 1970

No. SE-II-R-54/70-8005-08.—Khasra No. 68/1 min and land 0-1 bigha mentioned against Khasra No. 27/1 min, appearing between Khasra No. 3/1 min and 118/1 min in this office notification No. SE-II-R-54/70-4371-74, dated 29-6-1970 shall be read as Khasra No. 66/1 and 0-2 bighas, respectively.

M. L. BANSAL,
Superintending Engineer,
2nd Circle, H. P. P. W. D.,
Simla-3.

NOTIFICATIONS

Whereas it appears to the Lieutenant Governor, Himachal Pradesh, that land is likely to be required to be taken by the Himachal Pradesh Government at the public expense for a public purpose*. It is hereby notified that land in the locality described below is likely to be acquired for the said* purpose.

This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894 to all whom it may concern.

In exercise of the powers conferred by the aforesaid section the Lieutenant Governor, Himachal Pradesh is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested, who has any objection to the acquisition of said land in the locality may, within thirty days of the publication of this notification, file an objection in writing before the Collector of Land Acquisition, Himachal Pradesh Public Works Department, Mandi.

No. SEI-Irrig-300-43/70-17100-03.

Mandi, the 14th August, 1970.

*Construction of Chail Kuhl.

SPECIFICATION				
District: MANDI		Tehsil:		CHACHIOT
Village	Khasra No.	Area		
		Big.	Bis.	Bisw.
OURI	563	0	15	14
	567	0	5	3
	568	0	6	8
	343	0	1	12
	344	0	4	4
	379	0	3	0
	385	0	2	12
	408	1	7	19
	512	0	1	7
	345	0	11	16
	387	0	2	4
	286	0	11	18
	570/1	0	2	8
	570/2	0	0	18
	280	0	7	17
Total		..	5	5 0

No. SEI-Irrig-300-43/70-17104-07.

Mandi, the 14th August, 1970.

NAGRON	64	0	0	14
	69	0	0	8
	73	0	7	10
	105	0	1	15
	63	0	3	15
	72	0	10	10
	103	0	6	13
	150	0	5	18
Total		...	1	17 3

Tehsil: SADAR

No. SEI-R-25-47/69-III-16900-16903.

Mandi, the 13th August, 1970.

*Construction of Tungal-Thona-Dharampur Road.

SAIN	977/1	0	13	8
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Mandi, the 14th August, 1970

No. SEI(R)25-47/70-17096-99.—Whereas it appears to the Lieutenant Governor, Himachal Pradesh, that the land is required to be taken by the Government at public expense for a public purpose namely for construction of Rewalsar-Thona-Pingla-Dharampur Road, it is hereby declared that the land described in the specification below is required for the above purpose.

This declaration is made under the provision of section 6 of the Land Acquisition Act, 1894 to all whom it may concern and under the provisions of section 7 of the said Act, the Collector, Land Acquisition, Himachal Pradesh Public Works Department is hereby directed to take order for the acquisition of the said land.

A plan of the land may be inspected in the office of the

Collector, Land Acquisition, Himachal Pradesh Public Works Department, Mandi and Kulu districts Mandi.

SPECIFICATION

District: MANDI Tehsil: SADAR MANDI

Village	Khasra No.	Area		
		Big.	Bis.	Bisw.
SERLA KHABU	4/1	0	1	0
	79/1	1	4	6
	81/1	0	18	10
	82/1	0	0	14
	85/1	0	11	1
	86/1	0	2	6
	87/1	0	1	18
	88/1	0	0	14
	255/1	0	8	5
	257/1	0	5	6
	257/2	0	1	10
	1178/1	0	7	17
	1182/1	0	9	14
	1185/1	0	1	18
	1186/1	0	1	2
	1211/1	0	11	16
	1212/1	0	4	15
	1214/1	0	3	5
	1415/1	0	6	8
	1416/1	0	1	18
	1432	0	8	16
	1433	0	0	14
	1434	0	1	8
	1435	0	1	4
	1436/1	0	1	6
	1436/2	0	5	4
	1551/1	0	17	7
	1566/1	2	15	16
	1696/1	1	1	19
	1697/1	0	3	10
	1715/1	0	4	10
	1718	0	2	2
	1719	0	2	18
	1720/1	0	7	2
	1725/1	0	3	15
	1735/1	0	3	8
	1738/1	0	1	9
	1794/1	0	4	18
	1795	0	12	0
	1796/1	0	3	4
	1796	0	4	6
	1898	0	1	11
Total		—	14	13 0

M. L. BANSAL,
Superintending Engineer,
1st Circle, H.P.P.W.D., Mandi.

Solan, the 13th August, 1970

No. SE-III-G(R)-61-13/70-24347-50.—Whereas it appears to the Lieutenant Governor, Himachal Pradesh, that the land is required to be taken by the Government at public expense for a public purpose, namely for the construction of Garkhal-Subathu Road, it is hereby declared that the land described in the specification below is required for the above purpose.

This declaration is made under the provisions of section 6 of the Land Acquisition Act, 1894 to all whom it may concern and under the provisions of section 7 of the said Act, the Collector, Land Acquisition, Himachal Pradesh

Public Works Department is hereby directed to take order for the acquisition of the said land.

A plan of the land may be inspected in the office of the Collector, Land Acquisition, Himachal Pradesh Public Works Department, Solan.

SPECIFICATION

District: MAHASU Tehsil: SOLAN

Village	Khasra No.	Area	
		Big.	Bis.
ARLA	330/2	1	1
	380/1	0	3
	379/1	0	10
	447/378/2	1	0
	381/1	1	18
Total		4	12

CORRIGENDA

Solan, the 13th August, 1970

No. SE-III-G(R)-61-13/70-24363-66.—The Khasra No. 266/1 measuring 0.9 biswas and Khasra No. 266/2 measuring 0.1 biswas appearing in the notification under section 4 issued vide this office letter No. SE-III-R-202/69-18501-04, dated 14-8-1969, may be read as under:—

Khasra No. and area to be read now		Khasra No. and area notified in the first instance	
226/1	0.9 biswas	266/1	0.9 biswas
226/2	0.1 biswas	266/2	0.1 biswas
Not notified in the first instance.			

Solan, the 13th August, 1970

No. SE-III-G(R)-61-8/70-24339-42.—The Khasra No. 1132/1 measuring 0.2 biswas omitted in the notification under section 4 issued vide this office memo No. SE-III-R-202/69-14620-23, dated 30-6-1969 may be added now.

Solan, the 13th August, 1970

No. SE-III-G(R)-61-13/70-24359-62.—The Khasra No. 72/24/4/1 measuring 0.5 biswas appearing in the notification under section 4 issued vide this office letter No. SE-III-R-202/69-18477-80, dated 14-8-1969 may be read as Khasra No. 72/24/4/1/1 instead of Khasra No. 72/24/4/1.

Solan, the 13th August, 1970

No. SE-III-G(R)-61-13/70-24355-58.—The Khasra No. 38 measuring 0.1 biswa, appearing in the notification under section 4 issued vide this office letter No. SE-III-R-202/69-14632-35, dated 30-6-1969, may be read as Khasra No. 38/1 measuring 0.1 biswa.

Solan, the 13th August, 1970

No. SE-III-G(R)-61-13/70-24351-54.—The Khasra No. 64/1 measuring 0.3 biswas appearing in the notification under section 4 issued vide this office letter No. SE-III-R-202/69-18493-96, dated 14-8-1969, may be read as Khasra No. 54/1 measuring 0.3 biswas.

Solan, the 13th August, 1970

No. SE-III-G(R)-61-8/70-24343-46.—The Khasra No. 998/1 measuring 2-17 Bighas and Khasra No. 1361/1 measuring 0.16 biswas appearing in the notification under

section 4 issued vide this office letter No. SE-III-R-202/69-14552-55, dated 30-6-1969 may be read as under:—

Khasra No. and area notified in the first instance *Khasra No. and area to be read now*

998/1 2.7 bighas 988 2.7 bighas
1361/1 0.16 biswas 1363/1 0.16 biswas

R. K. SARKAR,
Superintending Engineer,
3rd Circle, H.P. P.W.D., Solan.

NOTIFICATION

Kulu, the 11th August, 1970

No. 28/93-3515-18.—Whereas it appears to the Lieutenant Governor, Himachal Pradesh that land is likely to be required to be taken by the Himachal Pradesh Government at the public expense for a public purpose, namely for approach road to Bridge at Kulu (near Government College), it is hereby notified that land in the locality described below is likely to be acquired for the above purpose.

This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894 to all whom it may concern.

In exercise of the powers conferred by the aforesaid section, the Lieutenant Governor, Himachal Pradesh is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested, who has any objection to the acquisition of the said land in the locality may, within thirty days of the publication of this notification, file an objection in writing before the Collector of Mandi and Kulu district, Himachal Pradesh Public Works Department, Mandi.

SPECIFICATION

District: KULU

Tehsil: KULU

Village	Khasra No.	Area		
		Big.	Bis.	Bisw.
PHATTI-DHALPUR	2394/2253/436/1	1	3	0

O. P. SABHLOK,
Superintending Engineer,
6th Circle, H.P. P.W.D.,
Kulu.

भाग 3—अधिनियम, विधेयक और विधेयकों पर प्रवर समिति के प्रतिवेदन, वैधानिक नियम तथा हिमाचल प्रदेश के उप-राज्यपाल, हिमाचल बेंच आफ़ देहली हाई कोर्ट, फाइनेन्शियल कमिश्नर तथा कमिश्नर आफ़

इन्कम-टैक्स द्वारा अधिसूचित आदेश इत्यादि

AGRICULTURE DEPARTMENT

NOTIFICATION

Simla-4, the 13th August, 1970

No. 22-5/70-Agr.Sectt.—Whereas the Land Development Board, Himachal Pradesh has prepared the Land Development Schemes, under section 4 of the Himachal Pradesh Land Development Act, 1954, in respect of the areas given against each scheme indicated below;

And whereas all the persons affected by the said scheme and also the Gram Panchayat/Panchayats concerned have consented to the execution of these schemes;

And whereas the State Government keeping in view the consents of the persons aforesaid and after consulting the Board has sanctioned the schemes under section 5(2) of the said Act.

Now, therefore, the schemes sanctioned by the State Government under section 5(2) are hereby published in the Rajpatra, Himachal Pradesh for the information of all concerned as required by section 6 of the said Act, and shall come into force immediately:—

Serial No.	Scheme No.	Name of the beneficiary	Resident of			Area to be covered (in acres)
			Village	Panchayat	District	
1	2	3	4	5	6	7
1.	GMR/BLP-7/69-70	Shri Rama etc.	Sandiar	Chhat	Bilaspur	0.81
2.	GMR/BLP-14/69-70	Shri Lal Singh	Bhagot	Talwara	Bilaspur	7.75
3.	GMR/BLP-15/69-70	Shri Bharamu	Lada	Mohri Kathla	Bilaspur	2.82
4.	GMR/BLP-17/69-70	Shri Shiv Ram	Thaper	Jhandutta	Bilaspur	5.13
5.	GMR/BLP-20/69-70	Shri Mahant Ram	Amroa	Jhandutta	Bilaspur	1.44
6.	GMR/BLP-27/69-70	Shri Sada Ram	Changer-Talai	Changer-Talai	Bilaspur	0.67
7.	GMR/BLP-32/69-70	Shri Lachhoo	Majhaun	Bhager	Bilaspur	0.80
8.	GMR/BLP-34/69-70	Shrimati Krishna Devi	Sandiar	Chhat	Bilaspur	1.90
9.	GMR/BLP-36/69-70	Shri Onkar Singh, Budhi Singh.	Bhagatpur	Changer-Talai	Bilaspur	1.15
10.	GMR/BLP-37/69-70	Shri Bishan Singh, etc.	Bhagatpur	Changer-Talai	Bilaspur	2.07

By order,
P. K. MATTOO,
Land Development Commissioner.

LABOUR DEPARTMENT NOTIFICATION

Simla-4, the 16th August, 1970

No. 2-26/69-SI.—In exercise of the powers conferred by section 15 of the Himachal Pradesh Industrial Establishment (National and Festival Holidays and Casual and Sick Leave) Act, 1969 (Act No. 7 of 1970) the Lieutenant Governor (Administrator), Himachal Pradesh proposes to make the following rules for the purpose of the said Act and the same are hereby published for the information of general public, and of persons likely to be effected thereby, as required by sub-section (1) of section 15 of the said Act, and notice is hereby given that the said draft rules will be taken into consideration, after expiry of thirty days from their publication in the Rajpatra.

Objections or suggestions, if any, may be addressed to the Labour Commissioner, Government of Himachal Pradesh, Simla-1. Any objections or suggestions which may be received from any person with respect to the said draft rules before the period specified above will be considered by the Himachal Pradesh Government.

DRAFT RULES

1. **Short title.**—These rules may be called the Himachal Pradesh Industrial Establishments (National and Festival Holidays and Casual and Sick Leave) Rules, 1970.

2. **Definitions.**—In these rules, unless context otherwise requires—

(a) 'Act' means the Himachal Pradesh Industrial Establishment (National and Festival Holidays and Casual and Sick Leave) Act, 1969;

(b) 'Form' means a form appended to these rules;

(c) 'Inspector' means Inspector appointed under the Act;

(d) 'representatives of the workers' shall mean the representatives of the workers on the Works Committee constituted under section 3 of the Industrial Disputes Act, 1947, and where there is no such Works Committee, the representatives of the workers elected in the manner prescribed under rule; and

(e) 'section' means a section of the Act.

3. **Festival Holidays.**—(1) The four festival holidays required to be allowed under section 3(1)(b) [section 3(1) read with section 15(2)(a)] shall be determined by the employer in consultation with the representatives of the workers before the 30th November each year for the ensuing calendar year. The holidays to be determined shall be notified to the workers before the 31st December each year by exhibiting a copy of the same on the notice board kept at a conspicuous place where the majority of the workers enter the premises of the industrial establishment and also at the Time-Keeper's office if any; and a copy of the same shall be delivered to the Inspector of the area before 31st December, each year.

(2) For exercising claim for half festival holiday as provided in proviso to sub-section (1) of section 3 a written application to this effect shall be received by the employer before the 31st October every year which shall be signed by no less than 10 per cent workers of the industrial establishment on rolls on that day indicating the name of festivals on which they want to avail half holidays. If any difficulty in this behalf arises, the matter will be settled by the employer in consultation with the representatives of the workers.

(3) In case it is not possible to determine the festival holidays under sub-rules (1) and (2) before 30th November the matter shall be referred by the employer to the Inspector of that area concerned immediately but not later than the 1st December. The Inspector shall make efforts to bring about settlement between the employer and the workers. In case the Inspector is not able to bring about any settlement between the employer and the workers within 15 days of the receipt of the reference from the employer, he shall refer the matter to the Labour Commissioner, Himachal Pradesh for his decision. The Labour Commissioner, Himachal Pradesh shall give his decision before the 31st December, which shall be final.

4. **Election of representatives of workers.**—Where there is no Works Committee constituted under section 3 section [3 (1) read with section 15 (2) (a)] of the Industrial Disputes Act, 1947, the representatives of the workers shall be elected from amongst the workers. The election shall be arranged by the employer in the month of October each year for which purpose he shall issue seven days' notice and invite nomination whereafter election will be held by show of hands.

5. **Casual leave.**—(1) During the first year of service a worker may be allowed not more than two days' casual leave for every three months of service put in by him. [Section 4 with section 15 (2) (b)].

(2) The un-availed casual leave shall lapse at the end of the calendar year. If any casual leave due is refused by the employer in his own interest, the worker shall be compensated by grant of casual leave on any other day chosen by the worker or by payment of the average daily wage for that day.

(3) The casual leave shall not be combined with any other kind of leave.

(4) Except for emergent reasons, casual leave shall not be asked or allowed for more than three days at a time.

(5) An application for casual leave shall be made two days in advance to the management concerned and permission obtained before hand:

Provided that in case of urgency or death or serious illness in the family of the worker, such application can be made immediately on resuming duty, giving cogent reason for inability to obtain prior permission.

(6) If a substantial number of workers apply for casual leave in a concerted manner and for identical period and that employer has reasons to believe that the leave has been applied for with a intention to affect the working of the establishment adversely, the employer may reject the application and the worker shall not be entitled to claim any compensation for leave thus refused:

Provided further that worker may apply afresh for leave thus rejected, at any other time during the year and such application may then be considered by the employer in the normal course.

6. **Sick leave.**—(1) If sick leave is for more than two days it shall be granted on application supported by a medical certificate from a registered medical practitioner: [Section 4 read with section 15(2)(a) and (b)]:

Provided that the employer may require the worker to get countersigned such medical certificate from the authorised medical officer of the industrial establishment if any, or from the Doctor in charge of the Government Hospital of the area and the fee for getting the medical certificate countersigned shall be borne by the employer.

(2) In case a worker is suspected to be suffering from any contagious or infectious disease he may be got medically examined by the employer at his (employer's

expense and allowed to proceed on leave as though the worker had applied for being sent on leave, himself.

7. *Maintenance of records.*—(1) Every employer shall submit to the Inspector of the area statement of festival holidays to be allowed to the workers during the calendar year before the 31st December of the preceding year in Form 'A'. A copy of this statement will be exhibited on a Notice Board to be kept in the industrial establishment at a conspicuous place and shall be available for inspection at all times.

(2) The account of festival holidays, casual and sick leave shall be maintained in Form 'B'.

8. *Penalties.*—Any person who contravenes any provision of the rules shall be punishable with fine which may extend to fifty rupees [Section 15(3)].

FORM 'A'

[See Rule 7(i)]

Statement of festival holidays to be sent to the Inspector of the area and to be exhibited and maintained in industrial establishment under the Himachal Pradesh Industrial Establishment (National and Festival Holidays and Casual and Sick-Leave) Rules, 1970.

Sl. No.	Name and address of the establishment	Particulars of the days observed as festival holidays	Whether whole day or half day	No. and date of the settlement through Works Committee of the representatives of the workers vide which the holidays were determined
1	2	3	4	5

भाग 4—स्थानीय स्वायत्त शासन: म्युनिसिपल बोर्ड, डिस्ट्रिक्ट बोर्ड, नोटिफाइड और टाउन एरिया तथा पंचायत विभाग

शून्य

भाग 5—वैयक्तिक अधिसूचनाएं और विज्ञापन

शून्य

भाग 6—भारतीय राजपत्र इत्यादि में से पुनः प्रकाशन

शून्य

भाग 7—भारतीय निर्वाचन आयोग (Election Commission of India) की वैधानिक अधिसूचनाएं तथा अन्य निर्वाचन सम्बन्धी अधिसूचनाएं

ELECTION DEPARTMENT NOTIFICATION

Simla-2, the 12th August, 1970

No. 6-22/67-Elec.II.—The Election Commission's order No. H.P.-LA/13/67-(1), dated the 6th July, 1970/Asadha 15, 1892 (Saka) is hereby published for general information.

By order,
D. B. LAL,

Chief Electoral Officer, Himachal Pradesh.

ELECTION COMMISSION OF INDIA ORDER

Talkatora Road, New Delhi-1, the 6th July, 1970/
Asadha 15, 1892 (Saka)

No. HP-LA/13/67(1). WHEREAS the Election Commission is satisfied that Shri Narainu Ram, r/o Village and Post Office Rampur, via Tutu, District Simla, Himachal Pradesh, a contesting candidate for election to

the Himachal Pradesh Legislative Assembly from 13-Kandaghat Assembly Constituency, has failed to lodge an account of his election expenses as required by the Representation of the People Act, 1951, and the rules made thereunder;

2. AND WHEREAS, the said candidate even after due notice has not given any reason or explanation for the failure and the Election Commission is satisfied that he has no good reason or justification for such failure;

3. NOW, THEREFORE, in pursuance of section 10A of the said Act, the Election Commission hereby declares the said Shri Narainu Ram to be disqualified for being chosen as and for being a member of either House of Parliament or of the Legislative Assembly or Legislative Council of a State for a period of three years from the date of this order.

By order,
ROSHAN LAL,

Secretary to the Election Commission of India.

अनुपूरक

शून्य

प्रबन्धक, हिमाचल प्रदेश शासन मुद्रणालय, शिमला-3 द्वारा मुद्रित तथा प्रकाशित ।

FORM 'B'

[See Rule 7(2)]

Register of festival holidays, casual and sick leave in respect of Shri.....for the year 19..... under the Himachal Pradesh Industrial Establishment (National and Festival Holidays and Casual and Sick Leave) Rules, 1970.

1. Date of joining service.

2. Whether covered by the Employees State Insurance Scheme yes/no.

Sl. No.	Number of period for which Festival festival holidays/ casual/sick ap- plied for leave due at the beginning of the year	Whether granted or refused	Remarks
1	2	3	4